

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

GETTY IMAGES, INC., a Delaware
corporation,

Plaintiff,

v.

ROXANNE MOTAMEDI, an individual,

Defendant.

NO. 2:16-cv-01892-RAJ

**DECLARATION OF MATTHEW W.
SCHMIDT IN SUPPORT OF
DEFENDANT'S RESPONSE TO
GETTY IMAGES'S MOTION TO
REDACT AND SEAL PORTIONS OF
THE TRANSCRIPT**

I, Matthew W. Schmidt, an attorney duly admitted to practice law in the State of New York, declare the following under penalty of perjury:

1. I am an attorney with law firm Balestriere Fariello. I represent Defendant Roxanne Motamedi in the above-referenced action, and I submit this declaration in support of the Defendant's Response to Getty Images's Motion to Redact and Seal Portions of the Transcript of the Hearing Regarding Preliminary Injunction.

2. Attached to this declaration as Exhibit A is a true and correct copy of a web page from Getty Images's website regarding *People* Magazine found at the following URL, last visited February 22, 2017: <http://www.gettyimages.com/photos/people-magazine?excludenudity=true&sort=mostpopular&mediatype=photography&phrase=people%20magazine&family=editorial>.

1 3. Attached to this declaration as Exhibit B is a true and correct copy of a web page
2 from Getty Images's website regarding TMZ found at the following URL, last visited February
3 22, 2017:

4 [http://www.gettyimages.com/photos/tmz?excludenudity=true&mediatype=photography&page=](http://www.gettyimages.com/photos/tmz?excludenudity=true&mediatype=photography&page=1&phrase=tmz&sort=mostpopular&family=editorial)
5 [1&phrase=tmz&sort=mostpopular&family=editorial](http://www.gettyimages.com/photos/tmz?excludenudity=true&mediatype=photography&page=1&phrase=tmz&sort=mostpopular&family=editorial).

6 4. Attached to this declaration as Exhibit C is a true and correct copy of a web page
7 from Getty Images's website regarding TMZ.com found at the following URL, last visited
8 February 22, 2017:

9 [http://www.gettyimages.com/photos/tmz.com?excludenudity=true&sort=mostpopular&mediaty](http://www.gettyimages.com/photos/tmz.com?excludenudity=true&sort=mostpopular&mediatype=photography&phrase=tmz.com)
10 [pe=photography&phrase=tmz.com](http://www.gettyimages.com/photos/tmz.com?excludenudity=true&sort=mostpopular&mediatype=photography&phrase=tmz.com).

11 5. Attached to this declaration as Exhibit D is a true and correct copy of a web page
12 from Getty Images's website regarding the Academy Awards found at the following URL, last
13 visited February 22, 2017:

14 [http://www.gettyimages.com/photos/oscars?excludenudity=true&family=editorial&mediatype=](http://www.gettyimages.com/photos/oscars?excludenudity=true&family=editorial&mediatype=photography&page=1&phrase=oscars&sort=mostpopular)
15 [photography&page=1&phrase=oscars&sort=mostpopular](http://www.gettyimages.com/photos/oscars?excludenudity=true&family=editorial&mediatype=photography&page=1&phrase=oscars&sort=mostpopular).

16 6. Attached to this declaration as Exhibit E is a true and correct copy of a web page
17 from Getty Images's website regarding the Grammy Awards found at the following URL, last
18 visited February 22, 2017:

19 [http://www.gettyimages.com/photos/grammys?excludenudity=true&family=editorial&mediaty](http://www.gettyimages.com/photos/grammys?excludenudity=true&family=editorial&mediatype=photography&page=1&phrase=grammys&sort=mostpopular)
20 [pe=photography&page=1&phrase=grammys&sort=mostpopular](http://www.gettyimages.com/photos/grammys?excludenudity=true&family=editorial&mediatype=photography&page=1&phrase=grammys&sort=mostpopular).

21 7. Attached to this declaration as Exhibit F is a true and correct copy of a web page
22 from Getty Images's website regarding the Golden Globe Awards found at the following URL,
23 last visited February 22, 2017: [http://www.gettyimages.com/photos/golden-](http://www.gettyimages.com/photos/golden-globes?excludenudity=true&family=editorial&mediatype=photography&page=1&phrase=golden%20globes&sort=mostpopular)
24 [globes?excludenudity=true&family=editorial&mediatype=photography&page=1&phrase=golde](http://www.gettyimages.com/photos/golden-globes?excludenudity=true&family=editorial&mediatype=photography&page=1&phrase=golden%20globes&sort=mostpopular)
25 [n%20globes&sort=mostpopular](http://www.gettyimages.com/photos/golden-globes?excludenudity=true&family=editorial&mediatype=photography&page=1&phrase=golden%20globes&sort=mostpopular).

26 8. Attached to this declaration as Exhibit G is a true and correct copy of a web page
27 from Getty Images's website regarding *The Hollywood Reporter* found at the following URL,

1 last visited February 22, 2017: [http://www.gettyimages.com/photos/the-hollywood-](http://www.gettyimages.com/photos/the-hollywood-reporter?autocorrect=none&excludenudity=true&family=editorial&mediatype=photography&page=1&phrase=the%20hollywood%20reporter&sort=mostpopular)
2 [reporter?autocorrect=none&excludenudity=true&family=editorial&mediatype=photography&p](http://www.gettyimages.com/photos/the-hollywood-reporter?autocorrect=none&excludenudity=true&family=editorial&mediatype=photography&page=1&phrase=the%20hollywood%20reporter&sort=mostpopular)
3 [age=1&phrase=the%20hollywood%20reporter&sort=mostpopular](http://www.gettyimages.com/photos/the-hollywood-reporter?autocorrect=none&excludenudity=true&family=editorial&mediatype=photography&page=1&phrase=the%20hollywood%20reporter&sort=mostpopular).

4 9. Attached to this declaration as Exhibit H is a true and correct copy of *The*
5 *Hollywood Reporter's* partnership with Getty Images, Inc. found at the following URL, last
6 visited February 22, 2017: [http://www.hollywoodreporter.com/news/hollywood-reporter-](http://www.hollywoodreporter.com/news/hollywood-reporter-billboard-launch-partnership-834977)
7 [billboard-launch-partnership-834977](http://www.hollywoodreporter.com/news/hollywood-reporter-billboard-launch-partnership-834977).

8 10. Attached to this declaration as Exhibit I is a true and correct copy of a web page
9 regarding John Shearer's background found at the following URL, last visited February 22, 2017:
10 <http://www.shearerphotography.com/about/>.

11 11. Attached to this declaration as Exhibit J is a true and correct copy of a web page
12 from Getty Images's website of photos taken by John Shearer, found at the following URL, last
13 visited February 22, 2017: [http://www.gettyimages.com/photos/john-](http://www.gettyimages.com/photos/john-shearer?excludenudity=true&mediatype=photography&phrase=john%20shearer&sort=mostpopular)
14 [shearer?excludenudity=true&mediatype=photography&phrase=john%20shearer&sort=mostpo](http://www.gettyimages.com/photos/john-shearer?excludenudity=true&mediatype=photography&phrase=john%20shearer&sort=mostpopular)
15 [pular](http://www.gettyimages.com/photos/john-shearer?excludenudity=true&mediatype=photography&phrase=john%20shearer&sort=mostpopular).

16 12. Attached to this declaration as Exhibit K is a true and correct copy of John
17 Shearer's Twitter web page found at the following URL, last visited February 22, 2017:
18 <https://twitter.com/ShearerPhoto>.

19 13. Attached to this declaration as Exhibit L is a true and correct copy of a web page
20 from Getty Images's website regarding Jeff Vespa's interview found at the following URL, last
21 visited February 22, 2017: [http://stories.gettyimages.com/jeff-vespa-on-sundance-film-festival-](http://stories.gettyimages.com/jeff-vespa-on-sundance-film-festival-and-celebrity-portraits/)
22 [and-celebrity-portraits/](http://stories.gettyimages.com/jeff-vespa-on-sundance-film-festival-and-celebrity-portraits/).

23 14. Attached to this declaration as Exhibit M is a true and correct copy of a web page
24 from Getty Images's website of Getty photos taken by Jeff Vespa found at the following URL,
25 last visited February 22, 2017: [http://www.gettyimages.com/photos/jeff-](http://www.gettyimages.com/photos/jeff-vespa?excludenudity=true&family=editorial&mediatype=photography&phrase=jeff%20vespa&sort=mostpopular)
26 [vespa?excludenudity=true&family=editorial&mediatype=photography&phrase=jeff%20vespa](http://www.gettyimages.com/photos/jeff-vespa?excludenudity=true&family=editorial&mediatype=photography&phrase=jeff%20vespa&sort=mostpopular)
27 [&sort=mostpopular](http://www.gettyimages.com/photos/jeff-vespa?excludenudity=true&family=editorial&mediatype=photography&phrase=jeff%20vespa&sort=mostpopular).

1 DATED: February 22, 2017.

2 **BALESTRIERE FARIELLO**

3
4 By: 

5 Matthew W. Schmidt
6 225 Broadway, 29th Floor
7 New York, New York 10007
8 Telephone: 212.374.5421
9 Facsimile: 212.208.2613
10 Email: matthew.schmidt@balestrierefariello.com
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing document was filed electronically with the Court and thus served simultaneously upon all counsel of record, this 22nd day of February, 2017.


Ashlee Hooten